

UNITED STATES DISTRICT COURT

Southern

District of

New York

Heidi's Home Design, LLC

SUMMONS IN A CIVIL ACTION

V.

Erik M. Berman, Gary Moody, and Fun Pals, LLC

CASE NUMBER: TBD

TO: (Name and address of Defendant)

Fun Pals, LLC, 5052 Creekmonte Drive, Rochester, Michigan 48306

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

GALVIN & PALME, 630 Third Avenue - 23rd Floor, New York, New York  
10017, 212-983-8900

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

CLERK

(By) DEPUTY CLERK

DATE

APR 14 2008

AO 440 (Rev. 3/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 05/08/2008	
NAME OF SERVER (PRINT) AARON JOHNSON	TITLE PROCESS SERVER	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served:		
<input checked="" type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.		
Name of person with whom the summons and complaint were left: GARY MOODY - 5052 CREEKMADE		
ROCHESTER, MI - 48306		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on	05/08/08	Aaron Johnson
	Date	Signature of Server
Address of Server		WITTENBERG PROCESS SERVICE, INC. P.O. BOX 250283 WEST BLOOMFIELD, MI 48325

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.